



SALINE COUNTY QUORUM COURT AGENDA

DATE-----August 19, 2024

PLACE-----Saline County Courthouse, Courtroom #3

6:30 P.M.-----Call Meeting to Order

INVOCATION

PLEDGE OF ALLEGIANCE

CLERK: Call the Roll

APPROVAL OF MINUTES

REPORTS/PROCLAMATIONS:

OLD BUSINESS:

NEW BUSINESS:

Exhibit A: Appointment – Saline County Waterworks & Sanitary Sewer Public Facilities Board (Woodland Hills)

Exhibit B: Ordinance Classifying Planning Services as Professional Services Within the Meaning of Ark. Code Ann. § 19-11-801

Exhibit C: Ordinance for the Protection of the Traveling Public and Continued Maintenance of the County Maintained Public Roads in Saline County and Within Its Unincorporated Limits

Exhibit D: Resolution Expressing the Willingness of Saline County to Utilize Federal-Aid Surface Transportation Block Grant Program Funds

Exhibit E: An Ordinance to Amend the 2024 Saline County Budget Ordinance No. 2023-30

Exhibit F: An Ordinance to Amend the 2024 Saline County Budget Ordinance No. 2023-30 for Professional Development Recognition Payments

Action Item: Request to increase a now established employee that was hired on 10/30/2023 to \$18.14 per hour due to the 2 years plus experience as a correctional officer the employee has brought to the position with retro back pay to pay period of February 3, 2024. This has been delayed due to waiting on this employee and other new hires to

complete their 90-day probation to ensure employment stability with the County.

ANNOUNCEMENTS:

PUBLIC COMMENT:

ADJOURNMENT.

SALINE COUNTY QUORUM COURT
MINUTES
JULY 15, 2024

The Saline County Quorum Court met on Monday, July 15, 2024 at 6:30 p.m. in Courtroom #3 at the Saline County Courthouse. County Judge Matt Brumley called the meeting to order. Justice of the Peace Jim Whitley gave the invocation and Justice of the Peace C. J. Engel led the Pledge of Allegiance.

Roll call was taken with 10 members present. Pat Bisbee and Josh Curtis were not in attendance. JP District 2 is now vacant due to the passing of Everett Hatcher.

Motion by Rick Bellinger and seconded by George Wyrick to approve the Minutes from the June 17, 2024 Quorum Court Meeting. Motion passed unanimously by voice vote.

REPORTS/PROCLAMATIONS:

Saline County Communications Director, Trevor Villines gave an update on the new County Website.

OLD BUSINESS:

Motion by Jim Whitley and seconded by C. J. Engel to suspend the rules and read title only of Exhibit "A". Motion passed unanimously by voice vote.

Exhibit "A": Motion by Carlton Billingsley and seconded by Clint Chism to approve the Third Reading of Ordinance Adding Roads to the County Road System. Roll call vote; motion approved with 9 Yes and 1 Abstaining. Ordinance 2024-16.

NEW BUSINESS:

Motion by Barbara Howell and seconded by Carlton Billingsley to suspend the rules and read title only of Exhibit "B". Motion passed unanimously by voice vote.

Exhibit "B": Motion by Carlton Billingsley and seconded by C. J. Engel to approve Resolution Appointing Jacob Keith Wayne Tipton for Solemnization of the Marriage of Haylee Noel Reeves and Christian Andrew Collins. Motion approved unanimously. Resolution 2024-13.

Motion by Rick Bellinger and seconded by Barbara Howell to suspend the rules and read title only of Exhibit "C". Motion passed unanimously by voice vote.

Exhibit "C": Motion by Rick Bellinger and seconded by Barbara Howell to approve Resolution Appointing Samuel Calvin Brown for Solemnization of the Marriage of Aaron Scott McAdory and Anna Rae Piker. Motion approved unanimously. Resolution 2024-14.

Motion by Carlton Billingsley and seconded by Barbara Howell to suspend the rules and read title only of Exhibit "D". Motion passed unanimously by voice vote.

Exhibit "D": Motion by Carlton Billingsley and seconded by Barbara Howell to approve Ordinance Appropriating Funds from the State Board of Election Commissioner's Office for Supplemental Stipend to Election Workers. Roll call vote; motion passed unanimously. Ordinance 2024-17.

Action Item 1: Motion by Rick Bellinger and seconded by Barbara Howell to change the title, job duties, and reporting functions of a Patrol Sergeant – Administrative Division to a Criminal Investigative Sergeant. No additional monies are requested to the budget. Motion passed unanimously by voice vote.

Action Item 2: Motion by Rick Bellinger and seconded by Barbara Howell to increase the rate of new hire Equipment Operator 3 to the established employee rate of \$23.47 per hour due to the 12 years of experience the employee brings to the County and retro pay to the full-time date of hire. No additional monies are requested to the budget. Motion passed unanimously by voice vote.

Motion by C. J. Engel and seconded Carlton Billingsley to suspend the rules and add Exhibit "F" to the Agenda. Motion passed unanimously by voice vote.

ADD ON:

Motion by Rick Bellinger and seconded by George Wyrick to suspend the rules and read title only of Exhibit E. County Clerk, Doug Curtis requested to read the proposed Resolution its entirety.

Motion by Rick Bellinger and seconded by Justin Rue to approve Resolution Declaring a Vacancy in the Office of Justice of the Peace for District No. 2. Motion passed unanimously by voice vote. Resolution 2024-15.

Several of the Quorum Court members asked to speak in honor of the late Justice of the Peace, Everett Hatcher. Judge Brumley and County Clerk, Doug Curtis gave tribute to him as well.

ADJOURNMENT:

Motion by Jim Whitley and seconded by Barbara Howell to adjourn meeting. Motion passed by voice vote.

Meeting adjourned at 7:15.

APPOINTMENT

**IN THE MATTER OF AN APPOINTMENT TO THE
SALINE COUNTY, ARKANSAS WATERWORKS
& SANITARY SEWER PUBLIC FACILITIES BOARD
(WOODLAND HILLS)**

WHEREAS, Arkansas Waterworks & Sanitary Sewer Public Facilities Board (Woodland Hills) (the "Board") Member Steve Dawson resigned, thus creating a vacancy.

WHEREAS, it is considered to be in the best interest of the Board and the citizens of Saline County that **Timothy Baker** be appointed to serve on said Board for the remainder of Steve Dawson's unfulfilled term.

THEREFORE, in accordance with Ark. Code Ann. 14-137-108, **Timothy Baker** is hereby appointed to said Board for the term to expire on December 1, 2027.

MATT BRUMLEY
SALINE COUNTY JUDGE

DATE: August 19, 2024

EMERGENCY ORDINANCE NO. 2024-_____

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, STATE OF ARKANSAS,
AN ORDINANCE TO BE ENTITLED:

**"AN EMERGENCY ORDINANCE CLASSIFYING PLANNING SERVICES AS PROFESSIONAL
SERVICES WITHIN THE MEANING OF ARK. CODE ANN. §19-11-801."**

WHEREAS, paragraph (c) of Ark. Code Ann. §19-11-801 authorizes a Quorum Court to elect to not use competitive bidding for other professional services not listed in subsection (b) of this code section, but instead utilize a Request for Qualifications ("RFQ"), with a two-thirds (2/3) vote of the political subdivision's governing body; and

WHEREAS, the county needs to have a professional provide a thorough review of the Saline County Planning Board Subdivision Rules and Regulations ("Subdivision Rules"), as well as, any policy needs associated with the growth of Saline County, and provide recommendations for making the Subdivision Rules and any other Saline County Planning Board ("Planning Board") rules and policies better situated to address growth in Saline County;

WHEREAS, there may be qualified professionals that provide planning services ("Planning Services") that may not be architects or engineers.

NOW THEREFORE BE IT ORDAINED by the Quorum Court of Saline County, Arkansas that:

Article 1. From and after the effective date of this Ordinance, Planning Services are deemed professional services under Ark. Code Ann. § 19-11-801.

Article 2. Any Request for Qualifications issued pursuant to this Ordinance for Planning Services associated with the Planning Board will be prepared and released by the Saline County Judge, with input from the Saline County Quorum Court and Planning Board. Responses received will be graded by a committee including a Planning Board member, the County Judge or their designee, and a member of the Saline County Quorum Court.

Article 3. EMERGENCY CLAUSE. There now exists in Saline County an immediate and pressing need for Planning Services to address potential conflicts and inconsistencies in the Rules of the Saline County Planning Board. Therefore an emergency is hereby declared to exist and this Ordinance shall be in full force and effect upon and after its date of passage.

DATE: August 19, 2024

APPROVED: _____
MATT BRUMLEY
SALINE COUNTY JUDGE

ATTEST: _____
DOUG CURTIS
SALINE COUNTY CLERK

SPONSOR: RICK BELLINGER, JP DISTRICT #6

EMERGENCY ORDINANCE NO. 2024-_____

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, ARKANSAS, AN ORDINANCE TO BE ENTITLED:

"AN EMERGENCY ORDINANCE FOR THE PROTECTION OF THE TRAVELING PUBLIC AND CONTINUED MAINTENANCE OF THE COUNTY MAINTAINED PUBLIC ROADS IN SALINE COUNTY AND WITHIN ITS UNINCORPORATED LIMITS; TO DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES"

WHEREAS, Saline County, Arkansas, maintains several hundreds of miles of county public roads.

WHEREAS, the Quorum Court finds that the public interest is served by protecting the county maintained public roads and ensuring the county road crews are able to continue to maintain the public roads in the county.

WHEREAS, the Quorum Court finds that public safety and public interest is served by protecting the traveling public from the placement, creation, or existence of physical and functional encroachments or obstructions to county maintained public roads.

WHEREAS, pursuant to Amendment 55 of the Arkansas Constitution and Ark. Code Ann. § 14-14-906, the Quorum Court hereby finds that it is necessary to adopt this ordinance and establish the penalties herein to assure the county road crews are able to maintain the right-of-way, public road easement, roadway, subgrade, culverts, and signage for county maintained public roads.

WHEREAS, the Arkansas Code establishes in Ark. Code Ann. § 5-71-214 that: "A person commits the criminal offense of obstructing a highway or public passage if, having no legal privilege to do so and acting alone or with another person, he or she renders any highway or other public passage impassible to pedestrian or vehicular traffic," and classifies said offense as a Class A misdemeanor.

THEREFORE, BE IT ORDAINED BY THE QUORUM COURT OF SALINE COUNTY, ARKANSAS:

Article 1. Purpose and Applicability

The road easements or right of way for county maintained public roads in Saline County, Arkansas, shall be inviolate for county road purposes and free from the existence of functional and physical encroachments or obstructions, except where written permission is granted and issued by the county judge.

Article 2: Definition of County Maintained Public Roads.

For purposes of this ordinance, "county maintained public road" shall mean: any road identified as a county road assigned a county road number and maintained by the county; or any road in which the county has directed construction, material, blading or grading, maintenance, mowing or repairs of the road, roadway, or right of way, road easement or bridges.

Article 3: It shall be unlawful and a violation of this ordinance for any person, persons or organization to engage in the following activities:

- (a). Creating a physical or functional encroachment within the road easement or right of way for a county maintained public road;
- (b). Throwing, dumping, or placing any item or items onto a county maintained public road, including but not limited to, the county roadway or roadbeds, shoulder, ditch, subgrade, right of way, easement, or backslope of the ditch, of any county maintained public road in the unincorporated areas of the county;
- (c). Digging, placing, or situating any utilities, poles, lines, fences, cables, wires, or any item whatsoever within the easement or right of way of a county maintained public road without first obtaining the written consent of the county judge and complying with the utility accommodation permit requirements of the county;
- (d). Placing or Situating any item, items, fences, gates (whether closed, locked or unlocked), obstacles, physical or functional encroachments within the road easement or right of way of a county maintained public road;
- (e). Burning anything within the road easement or right-of-way of a county maintained public road without the permission of the county judge;
- (f). Creating a physical or functional encroachment by the diversion or placement of water onto the roadway, subgrade, right of way, or road easement or creating an impairment to public safety of the ability of the county to maintain the subject county road; or
- (g). Parking a motor vehicle, trailer, camper, mobile home, equipment, or item within the roadway, road easement, or right-of-way of a county maintained public road, except during an emergency due to malfunction, in which case the property shall be immediately removed from the roadway or driving surface to assure the safety of the traveling public. In no event shall the property remain parked on the shoulder of the roadway for over 48 hours.

Article 4: Penalties and Remedies:

- (a). Violation of this ordinance shall result in the fine of \$1,000 for a specified offense or violation, or double that sum for repetition of the offense or violation; and
- (b). If the act or violation is in its nature continuous in respect to time, the fine for allowing the continuance of the prohibited unlawful act or omission, in violation of the ordinance, shall be \$500 a day for each day that the violation is unlawfully continued.

(c). Any item, items, fences, gates (whether closed, locked or unlocked), obstacles, physical, or functional encroachments within the roadway, road easement, or right of way shall be fully removed and cleared from the roadway, road easement, or right of way by and at the sole expense of the owner of the property.

(d). Ark. Code Ann. § 5-71-214(c) further prescribes that obstructing a highway and other public passage is a Class A misdemeanor, and the criminal penalties under Ark. Code Ann. § 5-71-214 may be pursued in addition to the civil penalties prescribed by this ordinance.

Article 5: Severability

If any provision of this ordinance is found to be invalid by the decision of any court of competent jurisdiction, such invalidity shall not affect the remaining sections, phrases, and provisions of this ordinance which remain valid and enforceable.

Article 6: Emergency Clause

The Quorum Court finds that the immediate implementation of this ordinance is necessary for the preservation of the public's peace, health, safety, welfare, and property, an emergency is hereby declared to exist and that this ordinance is to be in effect immediately after its adoption.

DATED: August 19, 2024

APPROVED _____
MATT BRUMLEY
SALINE COUNTY JUDGE

ATTEST _____
DOUG CURTIS
SALINE COUNTY CLERK

SPONSOR: BARBARA HOWELL, JP DISTRICT #4

RESOLUTION NO. 2024 - ____

**A RESOLUTION EXPRESSING THE WILLINGNESS OF SALINE COUNTY TO UTILIZE
FEDERAL-AID SURFACE TRANSPORTATION BLOCK GRANT PROGRAM FUNDS.**

WHEREAS, Saline County understands the Federal-aid Surface Transportation Block Grant Program funds are available at 80% federal participation and 20% local match to develop or improve the Southwest Trail; and

WHEREAS, Saline County understands the Federal-aid Funds are available for this project on a reimbursable basis, requiring work to be accomplished and proof of payment prior to actual money reimbursement; and

WHEREAS, this project, using federal funding, will be open and available for use by the general public and maintained by the applicant for the life of the project.

**NOW, THEREFORE BE IT RESOLVED BY THE QUORUM COURT OF THE COUNTY OF
SALINE, STATE OF ARKANSAS THAT:**

Article 1. Saline County will participate in accordance with its designated responsibility, including maintenance of this project.

Article 2. Saline County Judge Matt Brumley is hereby authorized and directed to execute all appropriate agreements and contracts necessary to expedite the construction of the above stated project.

Article 3. Saline County pledges its full support and hereby authorizes the Arkansas Department of Transportation and Metroplan to initiate action to implement this project

THIS RESOLUTION adopted this 19th day of August, 2024.

APPROVED: _____

MATT BRUMLEY
SALINE COUNTY JUDGE

ATTEST: _____

DOUG CURTIS
SALINE COUNTY CLERK

APPROPRIATION ORDINANCE NO. 2024 - _____

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, STATE OF ARKANSAS, AN ORDINANCE TO BE ENTITLED:

"AN ORDINANCE TO AMEND THE 2024 SALINE COUNTY BUDGET ORDINANCE NO. 2023-30; TO APPROPRIATE/TRANSFER FUNDS THEREFORE TO THE VARIOUS BUDGETS; AND, FOR OTHER PURPOSES."

WHEREAS, the ICJR 2024 Grant did not include travel for the Prosecuting Attorney's Office but the ICJR Institute encourages personnel from that office to attend, the grant will allow travel to be moved into that department. The Federal Grants Administrator requests to transfer funds in the ICJR Grant Fund budget accordingly (Article 1); and,

WHEREAS, the Law Library has closed the separate bank account into the County and has requested the County appropriate and maintain the revenues and expenditures, as the funds are derived from County Administration of Justice Fees and Excess Commissions. The Law Library and Financial Management Department request to appropriate expenses and revenue in Fund 6009 – Law Library Fund budget (Article 2); and,

WHEREAS, the County received an insurance reimbursement check for a totaled fleet vehicle in the amount of \$31,576.33, the Sheriff requests to appropriate the funds to purchase a new fleet vehicle for the department (Article 3); and,

WHEREAS, in attempt to continue to code expenditures to the most proper line items, the Financial Management Department requests to transfer line items in the various department budgets to more appropriately reflect actual expenses (Article 4); and,

WHEREAS, the Finance Committee previously met and approved this request.

NOW THEREFORE BE IT ORDAINED BY THE QUORUM COURT OF SALINE COUNTY, ARKANSAS:

Article 1. That the sum of \$1,500.00 is hereby transferred in Fund 3746 – ICJR Grant Fund budget as follows:

Transfer From	Description	Transfer To	Description	Amount
3746.0100.3030	Travel	3746.0416.3030	Travel	\$700.00
3746.0100.3094	Meals & Lodging	3746.0416.3094	Meals & Lodging	\$800.00

Article 2. That the sum of \$3,640.00 is hereby appropriate in Fund 6009 – Law Library Fund budget and anticipated revenues increased as follows:

Line Item	Description	Amount
6009.0603.3090	Dues, Membership & Sub	\$3,640.00
6009.7404	County Admin of Justice	\$3,500.00
6009.7409	District Ct. Admin of Justice	\$6,000.00
6009.7410	District Ct. Admin of Justice	\$4,600.00
6009.8740	Excess Commissions	\$300.00

Article 3. That the sum of \$31,576.33 is hereby appropriate in Fund 1000 – County General Fund budget and Fund and anticipated revenues increased as follows:

Line Item	Description	Amount
1000.0400.4005	Vehicles	\$31,576.33
1000.8718	Insurance Proceeds (Damages)	\$31,576.33

Article 4. That the sum of \$407.00 is hereby transferred in various budgets as follows:

Transfer From	Description	Transfer To	Description	Amount
1000.0155.1011	Unemployment Comp.	1000.0155.2002	Small Equipment	\$1.00
1000.0155.1011	Unemployment Comp.	1000.0155. 2024	Maint & Serv Contracts	\$1.00
1000.0155.1011	Unemployment Comp.	1000.0155.3023	Internet Support	\$1.00
1000.0401.1005	Overtime	1000.0401.1002	Part-Time Help	\$100.00
1000.0402.3100	Other Miscellaneous	1000.0402.3022	Cell Phone	\$1.00
1000.0402.3100	Other Miscellaneous	1000.0402.3090	Dues, Membership & Sub	\$1.00
2000.0200.3022	Cell Phone	2000.0200.3023	Internet Support	\$1.00
3002.0401.3100	Other Miscellaneous	3002.0401.3023	Internet Support	\$1.00
3005.0101.1002	Part-Time Help	3005.0101.1005	Overtime	\$300.00

Article 5. It is deemed necessary for the smooth operation of Saline County Government that this ordinance be approved.

DATE: AUGUST 19, 2024

APPROVED _____
MATT BRUMLEY
SALINE COUNTY JUDGE

ATTEST: _____
DOUG CURTIS
SALINE COUNTY CLERK

SPONSOR: BARBARA HOWELL, JP #4

APPROPRIATION ORDINANCE NO. 2024 - ____

BE IT ENACTED BY THE QUORUM COURT OF SALINE COUNTY, STATE OF ARKANSAS,
AN ORDINANCE TO BE ENTITLED:

"AN ORDINANCE TO AMEND THE 2024 SALINE COUNTY BUDGET ORDINANCE NO. 2023-30 AND AMENDMENTS THERETO; TO APPROPRIATE PROFESSIONAL DEVELOPMENT RECOGNITION PAYMENTS; AND, FOR OTHER PURPOSES."

Article 1. Affirmation. This court acknowledges and affirms that it is the responsibility of the county to disburse, through the county payroll system, the Professional Development Recognition Payments funded by the State of Arkansas to qualifying personnel who actively work with property taxes.

Article 2. Professional Development Recognition Payments. In accordance with Act 357 of 2023 the professional development recognition payments authorized by §14-15-205 for qualifying county assessors and full-time employees of a county assessor's office shall be paid through county payroll as soon as practicable after the funds are received. The lump sum payment of a professional development recognition payment shall not be incorporated into the county base pay of a constitutional officer or a county employee for future salary adjustments. This lump sum payment is subject to withholding of all applicable state and federal taxes but shall not be subject to retirement benefits in accordance with §14-15-205(e)(1). The professional development recognition payments shall not be construed to be part of a county officer's compensation as defined in Amendment 55, §5 of the Arkansas Constitution or Arkansas Code Annotated §14-14-1203(d).

Article 3. Amendment/Appropriation. The following is an amendment to the 2024 Saline County Budget Ordinance No. 2023 - 30 as amended:

Fund/Department/Line Item Description	Amount
1000.0105.1036 Salaries/Bonus, Other	\$1,000.00
1000.0105.1006 Social Security Match	\$76.50
1000.0105.1008 Retirement Match	\$153.20
1000.0105.1036 Salaries/Bonus, Other	\$1,250.00
1000.0105.1006 Social Security Match	\$95.63
1000.0105.1008 Retirement Match	\$191.50
1000.7013 Other State Aid	\$2,250.00

Article 4. Legislative Intent. It is the intent of the Saline County Quorum Court that the appropriations contained herein are to be used only for Professional Development Recognition Payments and associated payroll expenses; and this ordinance is only an amendment to the 2024 county operating budget as established by Ordinance No. 2023 - 30 and other amendments thereto. All other appropriations and policy statements of Ordinance No. 2023 - 30 shall remain in full force.

Article 5. Effective Date. This appropriation ordinance shall be effective immediately upon its passage by the quorum court and approval by the county judge in accordance with Arkansas Code Annotated §14-14-907(f).

Article 6. It is deemed necessary for the smooth operation of Saline County Government that this ordinance be approved. It has been approved by Saline County Finance Committee on August 5, 2024 and recorded in the minutes.

DATE: AUGUST 19, 2024

APPROVED _____
MATT BRUMLEY
SALINE COUNTY JUDGE

ATTEST: _____
DOUG CURTIS
SALINE COUNTY CLERK

SPONSOR: BARBARA HOWELL, JP DIST #4